IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 18137 of 1998

Between:

B.H.P.V. National Employees Trade Union Congress, Regd.No. 1580/96,
Visakhapatnam,
rep. by its General Secretary, T. Koteswara Rao,

..... PETITIONER

AND

1 The Deputy Commissioner of Labour, Visakhapatnam.
2 The Commissioner of Labour, Hyderabad.
3 B.H.P.V. Employees Trade Union Congress (Rg.No.D/1526/96) Vizag,

Rep. by General Secretary, Cheduri Muni Babu.
impleaded as per court order dt. 16.7.98 in WPMP 23927/98

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more particularly one in the nature of writ of Mandamus declaring the election held on 29-06-1998 to determine the majority union operating in B.H.P.V. Ltd., as arbitrary and illegal and consequently direct the respondents to hold fresh elections to determine the majority union operating in B.H.P.V. Ltd., Visakhapatnam after giving sufficient opportunity to all the unions operating in B.H.P.V. Ltd., Visakhapatnam

Counsel for the Petitioner: - MR. I.K.A. Poorna and
Mr.R.Satyanarayan (Not Present).

Counsel for the respondents 1 & 2 : The G.P. for Labour

Counsel for the Respondent No 3: MR.A.K.JAYA PRAKASH RAO.

The Court made the following :

ORDER:

None appeared for petitioner. Learned counsel for third respondent Mr.A.K.Jayaprakash Rao, submitted that the matter relates to elections held on 29-6-1998 to determine the majority union, and the cause in the writ petition does not survive and it has become infructuous.

Recording the submission of the learned Counsel for respondent, the writ petition is dismissed as in-fructuous. No costs.

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N.V.RAMANA,J

24-2-2005

TVK

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Deputy Commissioner of Labour, Visakhapatnam.
2 The Commissioner of Labour, Hyderabad.
3 The General Secretary B.H.P.V. Employees Trade Union Congress

(Rg.No.D/1526/96) Vizag,

Cheduri Muni Babu.

4.. 2 CD copies,

5.. 2 CCs to the Government Pleader for Labour, High Court of A.P.,

Hyderabad (OUT)